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7 *Attorneys for Complainant*

8 **BEFORE THE**
9 **BOARD OF REGISTERED NURSING**
10 **DEPARTMENT OF CONSUMER AFFAIRS**
11 **STATE OF CALIFORNIA**

11 In the Matter of the Petition to Revoke
12 Probation Against,

Case No. 2006-109

13 **JOYCELYNN GERONIMO DAOANG**
14 **PO Box 5344**
Carson, California 90749

PETITION TO REVOKE PROBATION

15 **Registered Nurse License No. 370420**

16 **Respondent.**

17
18 Complainant alleges:

19 **PARTIES**

20 1. Louise R. Bailey, M.Ed., RN (Complainant) brings this Petition to Revoke Probation
21 solely in her official capacity as the Interim Executive Officer of the Board of Registered
22 Nursing, Department of Consumer Affairs.

23 2. On or about March 31, 1984, the Board of Registered Nursing issued Registered
24 Nurse License Number 370420 to Joycelynn Geronimo Daoang (Respondent). The Registered
25 Nurse License was in effect at all times relevant to the charges brought herein and will expire on
26 December 31, 2009, unless renewed.

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3. In a disciplinary action entitled "In the Matter of Accusation Against Joycelynn Josephine Geronimo Daoang," Case No. 2006-109, the Board of Registered Nursing, issued a decision, effective October 2, 2006, in which Respondent's Registered Nurse License was revoked. However, the revocation was stayed and Respondent was placed on probation for a period of three (3) years with certain terms and conditions. A copy of that decision is attached as Exhibit A and is incorporated by reference.

JURISDICTION

4. This Petition to Revoke Probation is brought before the Board of Registered Nursing (Board), Department of Consumer Affairs, under the authority of the following laws. All section references are to the Business and Professions Code unless otherwise indicated.

5. Section 2750 of the Business and Professions Code ("Code") provides, in pertinent part, that the Board may discipline any licensee, including a licensee holding a temporary or an inactive license, for any reason provided in Article 3 (commencing with section 2750) of the Nursing Practice Act.

6. Section 2764 of the Code provides, in pertinent part, that the expiration of a license shall not deprive the Board of jurisdiction to proceed with a disciplinary proceeding against the licensee or to render a decision imposing discipline on the license.

FIRST CAUSE TO REVOKE PROBATION

(Failure to Comply with the Board's Probation Program)

7. At all times after the effective date of Respondent's probation, Condition 2 stated:

"Respondent shall fully comply with the conditions of the Probation Program established by the Board and cooperate with representatives of the Board in its monitoring and investigation of the Respondent's compliance with the Board's Probation Program. . . ."

8. Respondent's probation is subject to revocation because she failed to comply with Probation Condition 2, referenced above. The facts and circumstances regarding this violation are described in paragraphs 9 through 18, below, and are hereby incorporated by reference.

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1 **FOURTH CAUSE TO REVOKE PROBATION**

2 **(Failure to Complete Required Courses)**

3 13. At all times after the effective date of Respondent's probation, Condition 10 stated:

4 "Respondent, at her own expense, shall enroll and successfully complete a course(s) relevant
5 to the practice of registered nursing no later than six months prior to the end of her probationary
6 term."

7 14. Respondent's probation is subject to revocation because she failed to comply with
8 Probation Condition 10, referenced above. The facts and circumstances regarding this violation
9 are as follows:

10 A. Respondent has failed to select, get Board approval, and complete the following
11 required courses: Stress Management (4-6 hours); a Category 1-5 course (4-8 hours); and Elder
12 Abuse (2-4 hours).

13 **FIFTH CAUSE TO REVOKE PROBATION**

14 **(Failure to Fully Pay Cost Recovery)**

15 15. At all times after the effective date of Respondent's probation, Condition 11 stated:

16 "Respondent shall pay to the Board costs associated with its investigation and enforcement
17 pursuant to Business and Professions Code section 125.3 in the amount of \$3,000.00.
18 Respondent shall be permitted to pay these costs in a payment plan approved by the Board, with
19 payments to be completed no later than three months prior to the end of the probation term. . . ."

20 16. Respondent's probation is subject to revocation because she failed to comply with
21 Probation Condition 11, referenced above. The facts and circumstances regarding this violation
22 are as follows:

23 A. Respondent has failed to pay in the full the cost recovery ordered pursuant to
24 Business and Professions Code §125.3; Respondent owes a balance of \$1,500.00 to the Board.

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1 **SIXTH CAUSE TO REVOKE PROBATION**

2 **(Failure to Submit Written Progress Reports on Therapy or Counseling Program)**

3 17. At all times after the effective date of Respondent's probation, Condition 14 stated:

4 "Respondent, at her expense, shall participate in an on-going counseling program until such
5 time as the Board releases her from this requirement and only upon the recommendation of the
6 counselor. Written progress reports from the counselor will be required at various intervals."

7 18. Respondent's probation is subject to revocation because she failed to comply with
8 Probation Condition 14, referenced above. The facts and circumstances regarding this violation
9 are as follows:

10 A. Respondent failed to submit the required July 1, 2009 progress report, that monitors
11 compliance with her participation in a therapy or counseling program.

12 **DISCIPLINE CONSIDERATIONS**

13 19. To determine the degree of discipline, if any, to be imposed on Respondent,
14 Complainant alleges that on or about April 23, 2004, in a prior criminal proceeding entitled
15 *People of the State of California v. Joycelynn D. Geronimo* in Los Angeles Superior Court, Case
16 No. TA073613. Respondent was convicted for violating Penal Code section 368(c)(1) [willfully
17 causing injury to an elderly person], a misdemeanor. The record of the criminal proceeding is
18 incorporated as if fully set forth.

19 **PRAAYER**

20 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,
21 and that following the hearing, the Board of Registered Nursing issue a decision:

22 1. Revoking the probation that was granted by the Board of Registered Nursing in Case
23 No. 2006-109 and imposing the disciplinary order that was stayed thereby revoking Registered
24 Nurse License No. 370420 issued to Joycelynn Geronimo Daoang;

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- 1 2. Revoking or suspending Registered Nurse License No. 370420, issued to Joycelynn
2 Geronimo Daoang;
3 3. Taking such other and further action as deemed necessary and proper.
4

5 DATED: 9/24/09
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LOUISE R. BAILEY, M.Ed., RN
Interim Executive Officer
Board of Registered Nursing
Department of Consumer Affairs
State of California
Complainant

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Exhibit A

Decision and Order

Board of Registered Nursing Case No. 2006-109

BEFORE THE
BOARD OF REGISTERED NURSING
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Accusation Against:

JOYCELYNN JOSEPHINE GERONIMO DAOANG
P.O. Box 5344
Carson, CA 90749

Case No. 2006-109

Registered Nurse License No. 370420

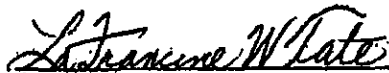
Respondent

DECISION AND ORDER

The attached Stipulated Settlement and Disciplinary Order is hereby adopted by the Board of Registered Nursing, Department of Consumer Affairs, as its Decision in the above entitled matter.

This Decision shall become effective on October 2, 2006.

IT IS SO ORDERED August 31, 2006.



President
Board of Registered Nursing
Department of Consumer Affairs
State of California

1 BILL LOCKYER, Attorney General
of the State of California
2 JOSEPH N. ZIMRING, State Bar No. 185916
Deputy Attorney General
3 California Department of Justice
300 So. Spring Street, Suite 1702
4 Los Angeles, CA 90013
Telephone: (213) 897-2559
5 Facsimile: (213) 897-2804

6 Attorneys for Complainant

7
8 **BEFORE THE**
9 **BOARD OF REGISTERED NURSING**
10 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

11 In the Matter of the Accusation Against:

12 JOYCELYNN GERONIMO DAOANG
13 PO Box 5344
Carson, CA 90749

14 Registered Nurse License No. 370420

15 Respondent.

Case No. 2006-109

OAH No. L-2006 020 670

**STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER**

17 In the interest of a prompt and speedy settlement of this matter, consistent with the
18 public interest and the responsibility of the Board of Registered Nursing of the Department of
19 Consumer Affairs, the parties hereby agree to the following Stipulated Settlement and
20 Disciplinary Order which will be submitted to the Board for approval and adoption as the final
21 disposition of the Accusation.

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23 **PARTIES**

24 1. Ruth Ann Terry, M.P.H., R.N. (Complainant) is the Executive Officer of
25 the Board of Registered Nursing. She brought this action solely in her official capacity and is
26 represented in this matter by Bill Lockyer, Attorney General of the State of California, by Joseph
27 N. Zimring, Deputy Attorney General.

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2. Respondent Joycelynn Josephine Geronimo Daoang is represented in this proceeding by attorney Brian J. Smith, Esq., whose address is 16000 Ventura Blvd., Suite 400, Encino, CA 91436.

3. On or about March 31, 1984, the Board of Registered Nursing issued Registered Nurse License No. 370420 to Josephine Daoang Geronimo, currently known as Joycelynn Josephine Geronimo Daoang. The License was in full force and effect at all times relevant to the charges brought in Accusation No. 2006-109 and will expire on December 31, 2007, unless renewed.

JURISDICTION

4. Accusation No. 2006-109 was filed before the Board of Registered Nursing, Department of Consumer Affairs, and is currently pending against Respondent. The Accusation and all other statutorily required documents were properly served on Respondent on January 23, 2006. Respondent timely filed her Notice of Defense contesting the Accusation. Accusation No. 2006-109 is incorporated by reference.

ADVISEMENT AND WAIVERS

5. Respondent has carefully read, fully discussed with counsel, and understands the charges and allegations in Accusation No. 2006-109. Respondent has also carefully read, fully discussed with counsel, and understands the effects of this Stipulated Settlement and Disciplinary Order.

6. Respondent is fully aware of her legal rights in this matter, including the right to a hearing on the charges and allegations in the Accusation; the right to be represented by counsel at her own expense; the right to confront and cross-examine the witnesses against her; the right to present evidence and to testify on her own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to reconsideration and court review of an adverse decision; and all other rights accorded by the California Administrative Procedure Act and other applicable laws.

7. Respondent voluntarily, knowingly, and intelligently waives and gives up each and every right set forth above.

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CULPABILITY

8. Respondent understands that the charges and allegations in Accusation No. 2006-109, if proven at a hearing, constitute cause for imposing discipline upon her Registered Nurse License.

9. For the purpose of resolving the Accusation without the expense and uncertainty of further proceedings, Respondent agrees that, at a hearing, Complainant could establish a factual basis for the charges in the Accusation and that those charges constitute cause for discipline. Respondent hereby gives up her right to contest that cause for discipline exists based on those charges.

10. Respondent agrees that her Registered Nurse License is subject to discipline and she agrees to be bound by the Board of Registered Nursing's imposition of discipline as set forth in the Disciplinary Order below.

CONTINGENCY

11. This stipulation shall be subject to approval by the Board of Registered Nursing. Respondent understands and agrees that counsel for Complainant and the staff of the Board of Registered Nursing may communicate directly with the Board regarding this stipulation and settlement, without notice to or participation by Respondent or her counsel. By signing the stipulation, Respondent understands and agrees that she may not withdraw her agreement or seek to rescind the stipulation prior to the time the Board considers and acts upon it. If the Board fails to adopt this stipulation as its Decision and Order, the Stipulated Settlement and Disciplinary Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal action between the parties, and the Board shall not be disqualified from further action by having considered this matter.

12. The parties understand and agree that facsimile copies of this Stipulated Settlement and Disciplinary Order, including facsimile signatures thereto, shall have the same force and effect as the originals.

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13. In consideration of the foregoing admissions and stipulations, the parties agree that the Board may, without further notice or formal proceeding, issue and enter the following Disciplinary Order:

DISCIPLINARY ORDER

IT IS HEREBY ORDERED that Registered Nurse License No. 370420 issued to Respondent Joycelynn Josephine Geronimo Daoang is revoked. However, the revocation is stayed and Respondent is placed on probation for three (3) years on the following terms and conditions.

Severability Clause. Each condition of probation contained herein is a separate and distinct condition. If any condition of this Order, or any application thereof, is declared unenforceable in whole, in part, or to any extent, the remainder of this Order, and all other applications thereof, shall not be affected. Each condition of this Order shall separately be valid and enforceable to the fullest extent permitted by law.

1. **Obey All Laws.** Respondent shall obey all federal, state and local laws. A full and detailed account of any and all violations of law shall be reported by Respondent to the Board in writing within seventy-two (72) hours of occurrence. To permit monitoring of compliance with this condition, Respondent shall submit completed fingerprint forms and fingerprint fees within 45 days of the effective date of the decision, unless previously submitted as part of the licensure application process.

Criminal Court Orders: If Respondent is under criminal court orders, including probation or parole, and the order is violated, this shall be deemed a violation of these probation conditions, and may result in the filing of an accusation and/or petition to revoke probation.

2. **Comply with the Board's Probation Program.** Respondent shall fully comply with the conditions of the Probation Program established by the Board and cooperate with representatives of the Board in its monitoring and investigation of the Respondent's compliance with the Board's Probation Program. Respondent shall inform the Board in writing within no more than 15 days of any address change and shall at all times maintain an active, current license status with the Board, including during any period of suspension.

1 Upon successful completion of probation, Respondent's license shall be fully
2 restored.

3 **3. Report in Person.** Respondent, during the period of probation, shall
4 appear in person at interviews/meetings as directed by the Board or its designated
5 representatives.

6 **4. Residency, Practice, or Licensure Outside of State.** Periods of
7 residency or practice as a registered nurse outside of California shall not apply toward a reduction
8 of this probation time period. Respondent's probation is tolled, if and when she resides outside
9 of California. Respondent must provide written notice to the Board within 15 days of any change
10 of residency or practice outside the state, and within 30 days prior to re-establishing residency or
11 returning to practice in this state.

12 Respondent shall provide a list of all states and territories where she has ever been
13 licensed as a registered nurse, vocational nurse, or practical nurse. Respondent shall further
14 provide information regarding the status of each license and any changes in such license status
15 during the term of probation. Respondent shall inform the Board if she applies for or obtains a
16 new nursing license during the term of probation.

17 **5. Submit Written Reports.** Respondent, during the period of probation,
18 shall submit or cause to be submitted such written reports/declarations and verification of actions
19 under penalty of perjury, as required by the Board. These reports/declarations shall contain
20 statements relative to Respondent's compliance with all the conditions of the Board's Probation
21 Program. Respondent shall immediately execute all release of information forms as may be
22 required by the Board or its representatives.

23 Respondent shall provide a copy of this Decision to the nursing regulatory agency
24 in every state and territory in which she has a registered nurse license.

25 **6. Function as a Registered Nurse.** Respondent, during the period of
26 probation, shall engage in the practice of registered nursing in California for a minimum of 24
27 hours per week for 6 consecutive months or as determined by the Board.

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1 For purposes of compliance with the section, "engage in the practice of registered
2 nursing" may include, when approved by the Board, volunteer work as a registered nurse, or
3 work in any non-direct patient care position that requires licensure as a registered nurse.

4 The Board may require that advanced practice nurses engage in advanced practice
5 nursing for a minimum of 24 hours per week for 6 consecutive months or as determined by the
6 Board.

7 If Respondent has not complied with this condition during the probationary term,
8 and Respondent has presented sufficient documentation of her good faith efforts to comply with
9 this condition, and if no other conditions have been violated, the Board, in its discretion, may
10 grant an extension of Respondent's probation period up to one year without further hearing in
11 order to comply with this condition. During the one year extension, all original conditions of
12 probation shall apply.

13 **7. Employment Approval and Reporting Requirements.** Respondent
14 shall obtain prior approval from the Board before commencing or continuing any employment,
15 paid or voluntary, as a registered nurse. Respondent shall cause to be submitted to the Board all
16 performance evaluations and other employment related reports as a registered nurse upon request
17 of the Board.

18 Respondent shall provide a copy of this Decision to her employer and immediate
19 supervisors prior to commencement of any nursing or other health care related employment.

20 In addition to the above, Respondent shall notify the Board in writing within
21 seventy-two (72) hours after she obtains any nursing or other health care related employment.
22 Respondent shall notify the Board in writing within seventy-two (72) hours after she is
23 terminated or separated, regardless of cause, from any nursing, or other health care related
24 employment with a full explanation of the circumstances surrounding the termination or
25 separation.

26 **8. Supervision.** Respondent shall obtain prior approval from the Board
27 regarding Respondent's level of supervision and/or collaboration before commencing or
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1 continuing any employment as a registered nurse, or education and training that includes patient
2 care.

3 Respondent shall practice only under the direct supervision of a registered nurse
4 in good standing (no current discipline) with the Board of Registered Nursing, unless alternative
5 methods of supervision and/or collaboration (e.g., with an advanced practice nurse or physician)
6 are approved.

7 Respondent's level of supervision and/or collaboration may include, but is not
8 limited to the following:

9 (a) Maximum - The individual providing supervision and/or collaboration is
10 present in the patient care area or in any other work setting at all times.

11 (b) Moderate - The individual providing supervision and/or collaboration is in
12 the patient care unit or in any other work setting at least half the hours Respondent works.

13 (c) Minimum - The individual providing supervision and/or collaboration has
14 person-to-person communication with Respondent at least twice during each shift worked.

15 (d) Home Health Care - If Respondent is approved to work in the home health
16 care setting, the individual providing supervision and/or collaboration shall have person-to-
17 person communication with Respondent as required by the Board each work day. Respondent
18 shall maintain telephone or other telecommunication contact with the individual providing
19 supervision and/or collaboration as required by the Board during each work day. The individual
20 providing supervision and/or collaboration shall conduct, as required by the Board, periodic, on-
21 site visits to patients' homes visited by Respondent with or without Respondent present.

22 9. **Employment Limitations.** Respondent shall not work for a nurse's
23 registry, in any private duty position as a registered nurse, a temporary nurse placement agency, a
24 traveling nurse, or for an in-house nursing pool.

25 Respondent shall not work for a licensed home health agency as a visiting nurse
26 unless the registered nursing supervision and other protections for home visits have been
27 approved by the Board. Respondent shall not work in any other registered nursing occupation
28 where home visits are required.

1 Respondent shall not work in any health care setting as a supervisor of registered
2 nurses. The Board may additionally restrict Respondent from supervising licensed vocational
3 nurses and/or unlicensed assistive personnel on a case-by-case basis.

4 Respondent shall not work as a faculty member in an approved school of nursing
5 or as an instructor in a Board approved continuing education program.

6 Respondent shall work only on a regularly assigned, identified and predetermined
7 worksite(s) and shall not work in a float capacity.

8 If Respondent is working or intends to work in excess of 40 hours per week, the
9 Board may request documentation to determine whether there should be restrictions on the hours
10 of work.

11 10. Complete a Nursing Course(s). Respondent, at her own expense, shall
12 enroll and successfully complete a course(s) relevant to the practice of registered nursing no later
13 than six months prior to the end of her probationary term.

14 Respondent shall obtain prior approval from the Board before enrolling in the
15 course(s). Respondent shall submit to the Board the original transcripts or certificates of
16 completion for the above required course(s). The Board shall return the original documents to
17 Respondent after photocopying them for its records.

18 11. Cost Recovery. Respondent shall pay to the Board costs associated with
19 its investigation and enforcement pursuant to Business and Professions Code section 125.3 in the
20 amount of \$3,000.00. Respondent shall be permitted to pay these costs in a payment plan
21 approved by the Board, with payments to be completed no later than three months prior to the
22 end of the probation term.

23 If Respondent has not complied with this condition during the probationary term,
24 and Respondent has presented sufficient documentation of her good faith efforts to comply with
25 this condition, and if no other conditions have been violated, the Board, in its discretion, may
26 grant an extension of Respondent's probation period up to one year without further hearing in
27 order to comply with this condition. During the one year extension, all original conditions of
28 probation will apply.

1 12. **Violation of Probation.** If Respondent violates the conditions of her
2 probation, the Board after giving Respondent notice and an opportunity to be heard, may set
3 aside the stay order and impose the stayed discipline (revocation/suspension) of Respondent's
4 license.

5 If during the period of probation, an accusation or petition to revoke probation has
6 been filed against Respondent's license or the Attorney General's Office has been requested to
7 prepare an accusation or petition to revoke probation against Respondent's license, the
8 probationary period shall automatically be extended and shall not expire until the accusation or
9 petition has been acted upon by the Board.

10 13. **License Surrender.** During Respondent's term of probation, if she ceases
11 practicing due to retirement, health reasons or is otherwise unable to satisfy the conditions of
12 probation, Respondent may surrender her license to the Board. The Board reserves the right to
13 evaluate Respondent's request and to exercise its discretion whether to grant the request, or to
14 take any other action deemed appropriate and reasonable under the circumstances, without
15 further hearing. Upon formal acceptance of the tendered license and wall certificate, Respondent
16 will no longer be subject to the conditions of probation.

17 Surrender of Respondent's license shall be considered a disciplinary action and
18 shall become a part of Respondent's license history with the Board. A registered nurse whose
19 license has been surrendered may petition the Board for reinstatement no sooner than the
20 following minimum periods from the effective date of the disciplinary decision:

21 (1) Two years for reinstatement of a license that was surrendered for any
22 reason other than a mental or physical illness; or

23 (2) One year for a license surrendered for a mental or physical illness.

24 14. **Therapy or Counseling Program.** Respondent, at her expense, shall
25 participate in an on-going counseling program until such time as the Board releases her from this
26 requirement and only upon the recommendation of the counselor. Written progress reports from
27 the counselor will be required at various intervals.

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ACCEPTANCE

I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully discussed it with my attorney, Brian J. Smith, Esq.. I understand the stipulation and the effect it will have on my Registered Nurse License. I enter into this Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Board of Registered Nursing.

DATED: _____.

JOYCELYNN JOSEPHINE GERONIMO DAOANG
Respondent

I have read and fully discussed with Respondent Joycelynn Josephine Geronimo Daoang the terms and conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order. I approve its form and content.

DATED: _____.

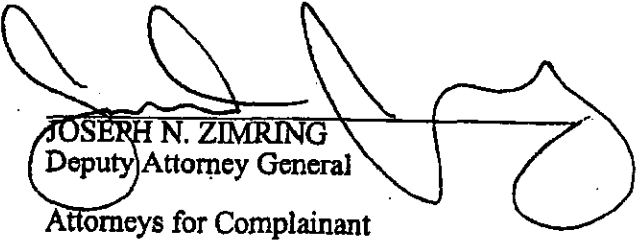
BRIAN J. SMITH, ESQ.
Attorney for Respondent

ENDORSEMENT

The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully submitted for consideration by the Board of Registered Nursing of the Department of Consumer Affairs.

DATED: 7/11/2006.

BILL LOCKYER, Attorney General
of the State of California


JOSEPH N. ZIMRING
Deputy Attorney General
Attorneys for Complainant

ACCEPTANCE

I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully discussed it with my attorney, Brian J. Smith, Esq.. I understand the stipulation and the effect it will have on my Registered Nurse License. I enter into this Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Board of Registered Nursing.

DATED: July 11, 2006

Joycelynn Josephine Geronimo Daoang
Respondent

I have read and fully discussed with Respondent Joycelynn Josephine Geronimo Daoang the terms and conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order. I approve its form and content.

DATED: July 11, 2006

Brian J. Smith, Esq.
Attorney for Respondent

ENDORSEMENT

The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully submitted for consideration by the Board of Registered Nursing of the Department of Consumer Affairs.

DATED: _____

Bill Lockyer, Attorney General
of the State of California

Joseph N. Zimring
Deputy Attorney General

Attorneys for Complainant

DOJ Matter ID: LA200500941
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1 BILL LOCKYER, Attorney General
of the State of California
2 JOSEPH N. ZIMRING, State Bar No. 185916
Deputy Attorney General
3 California Department of Justice
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6 Attorneys for Complainant
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8 **BEFORE THE**
BOARD OF REGISTERED NURSING
9 **DEPARTMENT OF CONSUMER AFFAIRS**
10 **STATE OF CALIFORNIA**

11 In the Matter of the Accusation Against:

Case No. *2006-109*

12 JOYCELYNN GERONIMO DAOANG
PO Box 5344
13 Carson, CA 90749

A C C U S A T I O N

14 Registered Nurse License No. 370420

15 Respondent.

16
17 Complainant alleges:

18 **PARTIES**

19 1. Ruth Ann Terry, M.P.H., R.N., Executive Officer (Complainant) brings
20 this Accusation solely in her official capacity as the Executive Officer of the Board of Registered
21 Nursing, Department of Consumer Affairs.

22 2. On or about March 31, 1984, the Board of Registered Nursing issued
23 Registered Nurse License No. 370420 to Josephine Daoang Geronimo, currently known as
24 Joycelynn Josephine Geronimo Daoang (Respondent). The Registered Nurse License was in full
25 force and effect at all times relevant to the charges brought herein and will expire on December
26 31, 2007, unless renewed.

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1 “(a) Assaultive or abusive conduct including, but not limited to, those
2 violations listed in subdivision (d) of Penal Code Section 11160.

3 “(b) Failure to comply with any mandatory reporting requirements.

4 “(c) Theft, dishonesty, fraud, or deceit.

5 “(d) Any conviction or act subject to an order of registration pursuant to
6 Section 290 of the Penal Code.”

7 9. Section 125.3 provides that the Board may request the administrative law
8 judge to direct a licentiate found to have committed a violation or violations of the licensing act
9 to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case.

10 FIRST CAUSE FOR DISCIPLINE

11 (Conviction of a Substantially Related Crime)

12 10. Respondent's license is subject to disciplinary action for conviction of an
13 offense substantially related to the qualifications, functions, and duties of a registered nurse,
14 pursuant to Sections 2761(f), and 490, and California Code of Regulations, title 16, section 1444.

15 a. On or about April 23, 2004, Respondent was convicted on a plea of
16 nolo contendere to one count of violating Penal Code section 368(c)(1), a misdemeanor,
17 (willfully causing injury to an elderly person), in the Superior Court of California, County
18 of Los Angeles, Case No. TA073613, entitled *The People of the State of California v.*
19 *Joycelynn D. Geronimo*.

20 b. The circumstances surrounding the conviction are that on or about January
21 2, 2004, Respondent repeatedly and willfully slammed a metal security door on her 82
22 year-old mother's hand. When her mother attempted to flee into her residence,
23 Respondent forced her way into the residence and physically prevented her mother from
24 calling 911. Respondent's mother was subsequently taken to the hospital where she was
25 treated for a broken right thumb and lacerations to her right palm and middle finger.

26 SECOND CAUSE FOR DISCIPLINE

27 (Unprofessional Conduct)

28 11. Respondent's license is subject to disciplinary action pursuant to Section
2761(a) for unprofessional conduct for the reasons stated in Paragraph 10.

PRAYER


WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Board of Registered Nursing issue a decision:

1. Revoking or suspending Registered Nurse License No. 370420, issued to Respondent Joycelynn Josephine Geronimo Daoang.

2. Ordering Respondent to pay the Board the reasonable costs of the investigation and enforcement of this case, pursuant to Section 125.3;

3. Taking such other and further action as deemed necessary and proper.

DATED: 11/18/06


RUTH ANN TERRY, M.P.H., R.N.
Executive Officer
Board of Registered Nursing
Department of Consumer Affairs
State of California
Complainant

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